

Carlisle Conservation Commission
January 27, 2011

Pursuant to the notice filed with the Town Clerk, Chair Kelly Guarino called the meeting to order in the Clark Room at the Town Hall at 7:30 p.m. Also present were Commissioners Luke Ascolillo, Vice Chair Peter Burn, Jen Bush, and Debra Kimbrell Anderson and Conservation Administrator Sylvia Willard. Tom Brownrigg was not present.

Certificates of Compliance:

(DEP 125-724) 109 Hart Farm Road; Project: landscaping, pet enclosure and fencing; Issued 4/30/2004. Based on Willard's recommendation that she found the project to have been completed in accordance with the Plan of Record, *Burn moved to issue a Certificate of Compliance for DEP #125-724, Ascolillo seconded and all voted in favor.*

Annual Town Report: Burn moved to approve the draft 2010 Annual Report due February 3, 2011 substantially as written, allowing for any final minor grammatical edits to be submitted by the Commission to the Town Administrator via email. Kimbrell Anderson seconded and all voted in favor.

Revised Bylaw Fee Schedule: As a follow up to a vote in favor of accepting the revised bylaw fee schedule at their January 13, 2011 meeting, *Burn moved to approve the "Fees Required for Filings Under the Carlisle Local Wetlands Protection Bylaw" document for posting on the Town of Carlisle website, Bush seconded and all voted in favor.*

Solar Panel "As of Right" Siting: Commissioner Luke Ascolillo reported on his attendance at the recent meeting of the Carlisle Energy Task Force, where potential locations for siting a photovoltaic energy generation facility were discussed. Formal designation by Town Meeting approval of a location for the facility would enable the Town of Carlisle to become eligible for significant state funding assistance with municipal energy conservation initiatives. Ascolillo had agreed to represent the Commission at the task force meeting in order to convey concerns relative to the potential use of conservation land included in a preliminary list of potential sites that had been determined by the task force. Ascolillo reported that, subsequent to receiving input from all appropriate town boards and committees, the Carlisle Energy Task Force will pursue locating the facility at the Transfer Station, with the next step being a Public Hearing with the Zoning Board of Appeals followed by a Town Meeting vote.

Warrant Articles/Long Term Capital Requirements Form:

The Commission voted on four warrant articles for potential inclusion in the 2011 Spring Town Meeting Warrant as follows: *Bush moved to approve submission of a warrant article requesting the sum of \$6,000 to pay for the cost of land surveying and services of the Mannis Conservation Land, Burn seconded and all voted in favor (2) Bush moved, Burn seconded and all voted in favor on the motion to approve the submission of three warrant articles relative to establishing revolving accounts as follows: 53e.5 Building Fees Revolving Account; 53e.5 Foss Farm Revolving Account; 53e.5 Revolving Account for Wetlands Protection Bylaw Fees.*

Long Term Capital Request Form: *Burn moved, Ascolillo seconded and all voted in favor of approving the submission of a form that notifies the Long Term Capital Requirements Committee that*

they could expect to allocate \$85,000 for the repair of a failed concrete spillway associated with the Greenough Dam at some point in the future.

8:00 (DOA-282) Request for Determination

Applicant: The First Religious Society

Project Location: 27 School Street

Project description: Tree removal, expansion of an existing garden, paving walkways, and installation of stone monuments

Guarino opened the meeting under the provisions of the Carlisle Wetlands Protection Bylaw. Bush recused herself as an abutter to the project location. Allison Saylor presented the Plan on behalf of the FRS Building and Grounds Committee. The site had been evaluated in November 2010 by Wetland Biologist David Crossman of B & C Associates. It was his professional opinion that there are no wetland resource areas located within the property or within 100 feet of the proposed project as summarized in his report dated January 10, 2011. The RDA was submitted at Crossman's recommendation in order to eliminate any potential future problems relative to several old plans (in town archives/files) that indicate the possible presence of wetlands in or near the property. *Burn moved to issue a Negative Determination of Applicability B4 for DOA-282, with the special condition that special care be taken not to interfere with drainage management associated with the project area, Ascolillo seconded and all voted in favor.*

8:15 pm. (DEP 125-0893) Notice of Intent, Continued Hearing

Applicant: The Rachel Webster Elliott Trust – 2004, Continued Hearing

Project Location: 291 River Road, Map 1 Parcels1, 1A, 1B, 3, 3B

Project: Common Driveway project within 100-foot Buffer Zone of a Bordering Vegetated Wetland, within Bordering Vegetated Wetland and within the 100 & 200-foot Riverfront Area

Guarino re-opened the hearing under the provisions of the Massachusetts Wetlands Protection Act and the Carlisle Wetlands Protection Bylaw. George Dimakarakos of Stamski and McNary was present to address several issues raised during and subsequent to the previous meeting. Applicants Maris and Elizabeth Platais were also present. A revised Plan dated January 20, 2011 has been submitted.

Dimakarakos summarized for the Commission several issues raised by the Planning Board in response to the report dated January 21, 2011 from Planning Board consultant Nitsch Engineering. The primary issue at hand for the Commission is to determine the number of lots that will be served by the common driveway, which will in turn dictate to what degree the Massachusetts Stormwater Management Standards apply to the proposed project. Dimakarakos stated that it is their position that there is a specific amount of work within the Commission's jurisdiction that is associated with a branch of the proposed driveway and that driveway provides access to four lots; therefore, the standards do not apply.

Relative to what has been proposed in terms stormwater management provisions, Dimakarakos stated they have provided for a Low Impact Development design. There will be no structured drainage. Stormwater runoff will be diverted to constructed vegetated swales and rain gardens, thereby eliminating the need for large detention basins and associated drainage infrastructure, which would require additional tree clearing and more work in regulated areas.

Dimakarakos noted that the Nitsch consultant has concurred with their position in that, in the event the Commission determines the project to be for greater than 4 lots, the standards are largely adequate to the greatest extent practicable, with the exception of the addition of provisions for roof runoff infiltration.

Although the Commission was divided on the number of lots being proposed, they were in agreement that the proposed stormwater management provisions for the project were adequate. *Burn moved to convey to the Planning Board that it is the feeling of the Commission that the project as described consists of 4 lots with respect to the Stormwater Management Standards and that, were the project to be considered greater, we feel that the addition of roof runoff infiltration would fulfill the next higher level of Stormwater Management Standards to the greatest extent as practicable. Following further discussion and with no second to the motion forthcoming, Guarino entertained a motion stating that the Commission is split on whether the project before them consists of 4 lots, but feels that if the project is between 5 and 9 lots, it would meet the Stormwater Management Standards with the addition of roof runoff infiltration measures. The motion was moved by Burn and seconded by Ascolillo with all voting in favor.*

The hearing was continued to February 24, 2011 at 8:30 p.m.

Foss Farm Community Gardens: Garden Manager Jack O'Connor was present to conduct a review of the revised Garden Rules that had been implemented for the previous growing season. He presented the Commission with several proposed revisions in order to address the issue of gardeners tending multiple additional plots not assigned to them during the previous several growing seasons. The Commission found the changes to be reasonable and encouraged O'Connor to hold an informational meeting of the gardeners in order to review the revised rules. The Commission will then schedule a Public Hearing where they will accept feedback from the gardeners prior to voting on the revised rules.

FY12 Budget Discussion: The Commission continued a discussion from their previous meeting relative to the FY12 budget. Because the rate of draw down from the revolving accounts has been unsustainable for the last several years, the accounts are at risk of being depleted by the end of FY12. The goal at this point is to determine what additional funding through the General Fund Appropriation for FY12 would allow the Commission to return to operating on a sustainable level.

It was noted that the Commission has reduced every line item possible over the last several years, including a 20% reduction in staff hours for a period of over six months. After an in depth review of the financial records from the previous several years, the Commission came to an agreement on an appropriate figure to request in addition to the level limit guideline budget, which will be communicated to FinCom in writing prior to their February 14, 2011 meeting.

10:10 pm *Chair Guarino entertained a motion to enter Executive Session without reconvening to a Regular Session for the purpose of discussing matters that could potentially result in litigation. The motion was made by Burn and seconded by Ascolillo. Members voted as follows: Burn- yes; Guarino-yes; Bush-yes; Kimbrell- Anderson-yes; Ascolillo-yes*

Respectfully submitted,
Mary Hopkins
Administrative Assistant